

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Lands – Visakhapatnam district - Alienation of Government land in Sy.No.144 to an extent of Ac.5.00 of Lankalapalem village of Parawada Mandal in favour of Smt. M. Prameela, wife of Sri M. Venkata Rao on payment of market value @ Rs.1,13,500/- per acre i.e., prevailing at the time of assignment during 1984 for establishment of stone crusher and fabrication unit –Orders – Issued.

REVENUE (ASSIGNMENT –I) DEPARTMENT

GO Ms. No. 58

DATED :20-01-2009.

READ: the following:-

- 1) Revision Petition filed by Smt M. Prameela, Wife of Sri M.Venkata Rao, Visakhapatnam Dated 4th Feb. 1997 received through the P.S. to Minister for Revenue, Lr.No.380/ RMP/ VIP/ 07, Dated 10.2.1997.
- 2) Govt.Memo.No.2S/536/Asn.I(3)/97-15, dt.21.3.2003.
- 3) From the Dist.Collector, Visakhapatnam, Letter No.3352/ 2003/E2, dated 25.3.2004.
- 4) From the Spl.C.S. & Chief Commissioner of Land Admn., Hyd., Letter No.B3/ 650/2004, dt.19.5.2004.
- 5) Govt.Memo.No.10069/Assn.I(2)/2004, Dated 29.7.2005.
- 6) Representation from Smt M. Prameela, wife of Sri M.V.Rao, Hyderabad, through Spl.Secy.to.CM.,CMP.No.5081/2007, Dated 19.5.2007.
- 7) Govt.Memo.No.10069/ Assn.I(2)/2004-5., Dated 2.6.2007.
- 8) D.O.Letter from the Prl.Secy.to Govt.,Revenue-Dept., even No. Dt: 3-11-2007. & 12.12.2007.
- 9) From the Collector Visakhapatnam Lr. Rc.No.3352/ 2003 E2., Dated 10.12.2007 addressed to the CCLA, Hyderabad.
- 10) From the CCLA, Hyderabad Lr.No.B3/ 1062/ 2007., Dated 17.5.2008

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ORDER:-

Smt. Miryala Prameela, W/o Sri M. Venkata Rao has requested for assignment of Government land of two hectares in Sy.No.144 of Lankalapalem village on payment of nominal value on 9.11.1983 stating that her husband is having a quarry at Anakapalli who will supply her the Raw material.. The Dist.Collector, Visakhapatnam has granted assignment of land measuring Ac.5.00 in Sy.No.144 on payment of nominal market value @ Rs.3,500/- per acre; and the assignee remitted Rs.17,500/- under Challan No.1206, dt.4.1.1984 and possession was given to her husband on 20.1.1984. Subsequently, the assignment was cancelled by the C.C.L.A. in his Progs.No.B3/693/88, dt.29.6.1989 under BSO 15 (18)(1); Smt M.Prameela filed W.P.No.10579/89 challenging the orders of the CLR and approached the High Court. The Hon'ble High Court while disposing the WP has given directions to the petitioner to file Revision Petition before the Government for redressal of her grievance; :

2. Accordingly, in the reference first read above, the petitioner filed R.P. before the Government against the orders of the CLR as the matter stood thus, the petitioner has also filed another WP No.2991/97 and the High Court in its Judgment, dated 17.2.1997 stayed dispossession of the lands of the petitioner and directed the Govt. to dispose of the R.P. as expeditiously as possible preferably within a period of two months.

3. In Govt. Memo. 2nd read above, Government have disposed the **Revision Petition** filed by Smt. M. Prameela, Wife of Sri M.Venkata Rao, Visakhapatnam and observed that there is no justification found in cancelling the assignment made to the revision petitioner and dispossess from the possession as she has not violated any of the assignment conditions and developed the land in establishing stone crushing and allied industries by investing huge amounts and borrowed financial assistance duly obtaining the NOC from the Collector, Visakhapatnam and further observed that the Proceedings No.B3/693/88, dated 29.6.1989 of C.L.R., A.P., Hyderabad is set aside subject to withdrawal of court cases if any filed by the revision petitioner. The Collector, Visakhapatnam was directed to send alienation proposals afresh on market value prevailing at the time of assignment may be taken into account while sending alienation proposals and also directed till such proposals are finalized, the assignee be allowed to continue in possession of the said land.

4. Accordingly, in the reference 3rd read above, the Dist.Collector, Visakhapatnam has submitted alienation proposals to Government through the CCLA, Hyderabad. The Chief Commissioner of Land Administration, Hyderabad in his letter dated 19-05-2004

fourth read above, has recommended the proposal of the Collector, Visakhapatnam for alienation of Government land in Sy.No.144 to an extent of Ac.5.00 of Lankalapalem village of Parawada Mandal in favour of Smt. M. Prameela on payment of market value @ Rs.1,13,500/- per acre + 18% compound interest from 1984 onwards for establishment of stone crusher and fabrication unit..

5. In Govt.Memo. 5th read above, the CCLA, Hyderabad was informed that the Gram Panchayat, Lankalapalem, in its Emergency Resolution, dated 12.9.2003 raised objection and resolved against the proposal recommended for alienation of land and that the Gram Panchayat desired to utilize the land for Government Junior College purpose, and he was requested to examine the issue and submit the latest proposals after due examination.

6. In the reference 10th read above, the Spl.C.S. & CCLA, Hyderabad has informed that the Collector, Visakhapatnam has reported that the Village now has been merged with the Greater Visakhapatnam Municipal Corporation (GVMC) and that there is no such proposal for establishment of Junior College in the said land. He has also enclosed a copy of the report of the Tahsildar Paravada Mandal wherein it was reported that at present, no junior college exists in Old Sy.No.144 and Rc.No.261/1 of Lankalapalem. Under the above circumstances, the CCLA, Hyderabad has recommended that the extent of land that has been put to use by the applicant may be alienated, duly resuming back the remaining vacant land, which may be used for other public purposes. Further he has observed that while alienating the land, the prevailing market value as of now may be adopted, instead of the Market value as on 1984.

7. Government have examined the proposals in detail, and observed that a decision was already taken while disposing the RP filed by Smt M. Prameela, Wife of Sri Venkata Rao, to consider the request of the petitioner for alienating the land to an extent of Ac.5-00 on market value prevailing at the time of assignment during 1984 vide in Govt. Memo. 2nd read above. Government hereby accord permission to the Dist.Collector, Visakhapatnam for alienating the Government land to an extent of Ac.5-00 in Sy.No. 144 of Lankalapalem village of Parawada Mandal, Visakhapatnam district in favour of Smt. M. Prameela, wife of Sri M.Venkata Rao, Visakhapatnam on payment of market value of Rs.1,13,500/- per acre prevailing in 1984 for establishment of stone crusher and fabrication unit.

8. The conditions stipulated in BSO -24 shall be applicable for the above alienation.

9. The Dist.Collector, Visakhapatnam shall take necessary action.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. SAMUEL

PRINCIPAL SECRETARY TO GOVERNMENT

To

The Collector, Visakhapatnam.

The CCLA, Hyderabad.

Copy to :

The Finance (Exp. Rev.) Dept.

The P.S. to Prl.Secy. to C.M.

The PS to Minster for Revenue

The PS to Prl.Secy. Revenue.

The General Admn.(Cabinet) Dept.

Smt M. Prameela, Wife of Sri M. Venkata Rao

Flat No.303, Sri Bhavya Krishna Residency

Opp. RBI Quarters, Red Hills

Lakdikapul, Hyderabad – 500 004.

Stock-file

// FORWARDED :: BY ORDER//

SECTION OFFICER